

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
HARRISONBURG DIVISION

CLERK'S OFFICE U.S. DIST. COURT  
AT ROANOKE, VA  
FILED  
FOR H' Burg  
NOV 24 2009  
JOHN F. CORCORAN, CLERK  
BY: J. Clark  
DEPUTY CLERK

DEBORAH K. BARTLEY,

Plaintiff,

v.

MICHAEL J. ASTRUE,  
Commissioner of Social Security,

Defendant.

Civil Action No. 5:08cv00089

FINAL ORDER

By: Samuel G. Wilson  
United States District Court

This case is before the court on the objection of defendant, Michael J. Astrue, to the Magistrate Judge's report setting forth his proposed findings and recommendations pursuant to 28 U.S.C. § 636(b)(1)(C). The court has reviewed pertinent portions of the administrative record, the Magistrate Judge's report, and defendant's objections to that report and the court concludes that the Magistrate Judge's report is correct and accordingly adopts that report.

Accordingly, it is **ORDERED** and **ADJUDGED** that the Commissioner's decision be **REVERSED** and **REMANDED** for the calculation of an award of benefits from December 29, 2003, until July 18, 2005, plaintiff's motion for summary judgment is **GRANTED**, and the defendant's motion for summary judgment is **DENIED**. This case is **ORDERED** stricken from the docket of the court.

**ENTER:** This November 24, 2009.

  
UNITED STATES DISTRICT JUDGE